

May 24 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

FILED

MAY 24 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

George B. Best
Law Office of George B. Best
 P.O. Box 278
 35 8th Street East
 Kalispell, MT 59901
 (406) 752-8731
 Attorney for Appellant/Respondent

IN THE SUPREME COURT OF THE STATE OF MONTANA
 Supreme Court Cause No. DA-10-0050

IN RE THE MARRIAGE OF
MAGGIE RAE BROWN,
 Petitioner,
 and.
RICHE ALLEN HOLLAND,
 Appellant/Respondent.

**MOTION FOR EXTENSION
 OF TIME TO FILE
 OPENING BRIEF**

Comes now Appellant Riche Allen Holland by and through his attorney George B. Best, and respectfully moves this Court for an Order extending the due date in which to file Appellant's opening brief. This motion is made under Mont. R. App. P. 26.

Opposing counsel has been contacted and does not object to this motion.

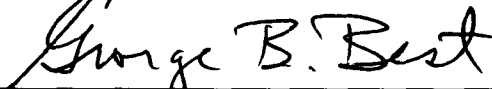
This motion is made upon the grounds that despite counsel's diligence there is a substantial need for an extension.

Appellate Mediation on this matter was not scheduled until April 29, 2010. Respondent was hopeful the matter could be resolved prior to incurring additional time and costs necessary for the filing of his opening brief.

Additionally, during the past two weeks counsel for Respondent had necessary out-of-town hearings and a trial that required attention.

1 Appellant respectfully requests a 30-day extension from the current due date
2 in which to file his opening brief. Appellant respectfully requests the proposed due
3 date be May 31, 2010.

4 DATED this 21st day of May, 2010.

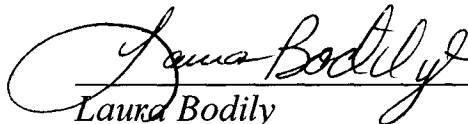
5
6 
7 _____
8 GEORGE B. BEST,
9 Attorney for Appellant/Respondent
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on 21st of May, 2010 I have filed a true and accurate copy of the foregoing MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF with the Clerk of the Montana Supreme Court by facsimile and by U.S. Mail as herein set forth below; and that I have served true and accurate copies of the foregoing MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF upon the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each party not represented by an attorney in the above-referenced District Court action, as follows:

David F. Stufft
Attorney at Law
P. O. Box 2559
Kalispell, MT 59903

- ☒ U.S. Mail (first class postage)
☐ Federal Express
☐ Hand Delivery
☒ Telecopy (facsimile) / Supreme Court of State of Montana
☐ Other: _____


Laura Bodily